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the U.S. Patent and Trademark Office

Applicants:

Hallowitz

Serial No.: Filed:

09/893,604

Paper No.:

Group:

1648

June 29, 2001

Examiner:

Parkin, Jeffrey S.

For:

Methods for characterizing the viral infectivity status of a host

## Response to Interview – submission of oath or declaration

Applicant has reviewed the Interview Summary FAXed by the Office 2/24/2009, and submits the following in complete response thereto, and requests issuance of the application.

- (1) The Declaration previously filed was signed by only two of the three inventors. Applicant submits herewith a new Declaration, of the same form as that previously submitted but signed by all three inventors. The new Declaration is properly executed and submitted within the time prescribed by the Office. MPEP 602; 35USC26.
- (2) Applicant also submits herewith a separate Declaration, naming all three inventors and signed by the inventor who had not signed the Declaration previously submitted. In the event the Declaration under (1) is insufficient, Applicant submits that the separate Declaration and the previously-filed Declaration, satisfy the requirements of MPEP 602.02: "Where neither the original oath or declaration, nor the substitute oath or declaration is complete in itself, but each oath or declaration names all of the inventors and the two taken together give all the required data, no further oath or declaration is needed."

Respectfully submitted,

V. Gerald Grafe

Registration Number: 42,599

V. Deuld Dufer

P.O. Box 2689

The state of the s

Corrales, NM 87048

Feb. 27, 2009

date

**Certificate of Mailing** 

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited on the date shown below with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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3:55PM; ->BID-TECH IMAGING, INC.; #560; PAGE 2

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Fran-Willen, WHITE, CELAND & BRANIGAN

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Combined Declaration for Patent Application and Power of Attorney (Continued)

Edwarfs-CCC1's Edution BIOTI-11

| Concrete Reference to PLT International Applications |                            |                                      |                                      | BIO11-11                                       |  |  |
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|  | MUST OFFICE<br>ADVANCE     | 9704 Woodlake Place 15219            | Newination :                         | STATE & 21° CODE COUNTRY<br>Maryland 21774/USA |  |  |
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| 2 0 3  | FULL NAME<br>OF INVENTOR   | FAMILY MARE<br>MATLOCK               | PIKST CIVEN NAME<br>Shawa            | SECOND GIVEN MAME                              |  |  |
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| 2<br>0<br>5  | DE MASHLOS<br>BRITT AVVER  | PANILT NAME                          | FIRST GIVÊM NAME                     | JECOND CIVEN NAMÉ                              |  |  |
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|  | PLIST LIFTIL'S<br>ADDRESS  | STREET                               | Cnv                                  | STATE & 2IP CODE/COUNTRY                       |  |  |
| 2 0 6  | FULL MAME<br>OF INVENTOR   | FAMILY NAME                          | FIRST CIVEN NAME                     | SECOND CIVEN NAME                              |  |  |
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| 2 0 7  | Full Hame<br>Of inventor   | FAMILT KIME                          | FIRST COVEN MAME                     | SECOND CIVEN NAME                              |  |  |
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Combined Declaration for Patent Application and Power of Attorney (Continued) SERVING PROPERTY OF THE SUFFEY BIOTI-11 EMAN NSVI) GROOSL FORST CIVEN MAINE PAMILY MARKE HULL MADLE OF WYENTOE COUNTRY OF CITIZENSHIP STATE OR POULICH COUNTRY CIT RESIDEME & CILISTRACTIO STATE & 214 CODE-COLDITRY CITY . STREET POST DEPACE ADDRESS SECOND CIVEN HAME FIRST GIVEN NAME FAMILY MAME FULL NAME OF INVENTOR COUNTRY OF CITIZENSHIP STATEOR FOREIGN COUNTRY CTT RESIDENCE & CITIZENSHIP. STATE & 217 CODE/COUNTRY CITY STREET HUST OFFICE ADDRESS MECOND GIVEN NAME FIRST CIVEN NAME FAMILY NAME FULL NAME OF INVENTUR STATE OF FOREIGN COUNTRY COUNTRY OF CITIZENSHIP CITY RESIDENCE CITIZEPORUS STATE & ZIF COOL COUNTRY QTY STREET POST OFFICE **ADDRESS** SPOCKIO CIVEN KAME FIRST CIVEN NAME Family name PULL NAME OF DIVENTUR COUNTRY OF CYTIZEKSKIP STATE OR FOREIGN COUNTRY CITY retidence 4 CITIZENSKIP STATE & 21 CODE/COUNTRY DTY : STREET PUST DIPACE AUCHERS Second Givên name FRIT GIVEN HAME FULL MAME FAMILY NAME OP INVENTOR COUNTRY OF CITIZEISHIP STATÉ DE POREIGN CÓLINTÉ Y RESIDENCE A an CITIZENSHIP STATE & ZIP CODE/COUNTRY POST OFFICE STREET CITY ADDRESS

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and better are believed to be true; and further that these statements were ninde with the knowledge that withit files statements and the lifes so made are punishable by fine or approximent, or both, under section 1001 of Tale 18 of the United Sizes Cute, and that such within faire statements may jeopardize the vatality of the application or any patern issuing theretan

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| SIGNATURE OF ENVENTOR 30.             | DATE    | SIGNATURE OF THE ENTOR 212 | DATE |



## **DECLARATION**

As a below-named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am an original, first, and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled **Methods for Characterizing Viral Infectivity Status of a Host,** which was filed on 06/29/2001, and assigned serial number 09/893,604.

I hereby state that I have reviewed and understand the contents of the aboveidentified specification, including the claims as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, § 1.56(a).

I hereby claim the benefit of priority of the following US provisional application listed below.

| IISTEG DETOW.                         |              |  |  |  |
|---------------------------------------|--------------|--|--|--|
| Provisional application filing number | Filing date  |  |  |  |
| 60/215,075                            | 30 June 2000 |  |  |  |

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001 and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

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